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FILED

MAY 15 2008

FORM

[ADD: CASE HEADING]

Judge David H. Coar
United States District Court

08C 830
Frazier v.
Kroll

REPORT OF PARTIES' PLANNING CONFERENCE

Pursuant to this court's order,
representing plaintiff(s), and
representing the defendant(s), met on
pursuant to Rule 26(f) to discuss:

Christopher Smith
Rita Moran, Kathleen Manion, and Thomas Freitag
5/15/08

- (1) the nature and basis of their claims and defenses;
- (2) the possibilities for a prompt settlement or resolution of this case;
- (3) to make or arrange for the disclosures required under Rule 26(a)(1); and
- (4) to develop a discovery plan.

To that end, the parties propose the following:

A. The issues in this case may be simplified by taking the following steps:

1. Parties have agreed to stay Morell discovery in this case until after meaningful settlement discussions and/or settlement conference.
- 2.
- 3.
- 4.
- 5.

B. The following modifications to the discovery requirements of the Federal Rules of Civil Procedure or Local Rules should be made in order to expedite discovery:

- 1.
- 2.
- 3.
- 4.
- 5.

C. Discovery will be needed on the following subjects:

1. *Underlying incidents*
2. *Monell*
- 3.
- 4.

D. Discovery should/should not be conducted in phases.

E. Discovery is likely to be contentious and management of discovery should be referred to the Magistrate Judge. Yes ☒ No ☐

F. The parties consent do not consent to this matter being referred to the Magistrate Judge for final disposition.

G. The parties have ^{not} discussed the possibility of alternative dispute resolution and concluded:

H. The parties have discussed a prompt settlement or other resolution of this matter. The plaintiff has made a written demand of \$ _____, and the defendant has offered \$ _____.

I. The Court should consider the following methods of expediting the resolution of this matter:

Early Settlement conference

[Signature]
Attorney for Plaintiff

[Signature]
Attorney for Defendant

[Signature]
Attorney for City

[Signature]
Attorney for Defendant Wyser